

PUR-001/CON

PATENT APPLICATION

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

re the Patent Appl. of)
Applicant: Mary Purvis)
Serial No. 09/893,770)
Filed: June 29, 2001)
For: REPLACEABLE COOLER TOPS)
WITH SPORTS LOGO)

Group Art Unit: 3728
Examiner: B. Gehman

Commissioner for Patents
Washington, D.C. 20231

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JAN 23 2003
TECHNOLOGY CENTER R3700
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GROUP 3600

REQUEST TO WITHDRAW ERRONEOUS NOTICE OF ABANDONMENT

Dear Sir:

On December 11, 2002, the United States Patent and Trademark Office sent a Notice of Abandonment with respect to the above-identified matter indicating that Applicants had failed to timely file a response to the Official Action mailed May 9, 2002. The Notice of Abandonment is improper in view of the responsive papers filed on November 12, 2002, including an authorization to charge the Deposit Account of the undersigned attorney. Since the Notice of Abandonment is improper, it is respectfully requested that the holding of abandonment be withdrawn and that the Response filed on November 12, 2002 be entered and prosecution be commenced.

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OFFICE OF PETITIONS

The facts to support this request for withdrawal are set forth below:

On May 9, 2002, the Office issued an Official Action with respect to the application. On November 12, 2002, the undersigned attorney on behalf of the Applicant submitted a Response and Petition to Extend Time to Within the Third Month, properly captioned, together with the authorization to charge \$460.00 to Deposit Account No. 18-0013. A true copy of these papers, together with the stamped Post Card Receipt confirming filing in the Patent and Trademark Office, is attached hereto.

The papers and corresponding fee authorization were identified on the stamped original postcard with the stamp of the Mail Room for the Patent and Trademark Office indicating receipt of the papers on November 12, 2002. Therefore, the Office did timely receive the Response and Petition to Extend Time and the required fee within the time required. The original due date of November 9, 2002 was a Saturday. Monday, November 11, 2002 was a Federal holiday. Papers filed on Tuesday, November 12, 2002 are timely for due dates of November 9, 2002.

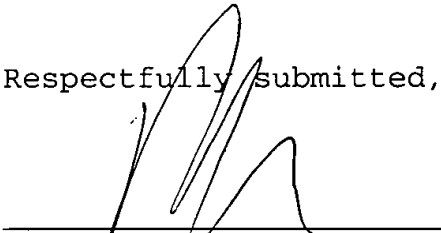
In view of the foregoing, Applicant requests that the holding of abandonment be withdrawn and that the Response be entered and commence prosecution of the above-identified application. Should this request be denied, please consider this a Petition to Revive for Unavoidable Abandonment pursuant to MPEP

\$711.03(c) and charge the Petition fee to Deposit Account No. 18-0013.

Please charge this \$130 Petition fee, if necessary, to Deposit Account No. 18-0013.

Respectfully submitted,

DATE: 15 January 2003



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